



Chelan County
WATER CONSERVANCY BOARD
Application for Change/Transfer
Record of Decision

For Ecology Use Only	
Received:	
Date Received:	
Reviewed by:	
Date Reviewed:	

Applicant: Lake Wenatchee Water Users Association

Application Number: CHEL-09-11

This record of decision was made by a majority of the board at an open public meeting of the Chelan County Water Conservancy Board held **March 14, 2013**.

☒ **Approval:** The Chelan County Water Conservancy Board hereby **grants** conditional approval for the water right transfer described and conditioned within the report of examination on **March 14, 2013** and submits this record of decision and report of examination to the Department of Ecology for final review.

☐ **Denial:** The Chelan County Water Conservancy Board hereby **denies** conditional approval for the water right transfer as described within the report of examination on **March 14, 2013** and submits this record of decision to the Department of Ecology for final review.

Signed:

Don Phelps, Chair
Chelan County Water Conservancy Board

Date: 3-14-13

Approve ☒
Deny ☐
Abstain ☐
Recuse ☐
Other ☐

Waialele M. Frantz, Member
Chelan County Water Conservancy Board

Date: 3-14-13

Approve ☒
Deny ☐
Abstain ☐
Recuse ☐
Other ☐

Karin Whitehall, Member
Chelan County Water Conservancy Board

Date: _____

Approve ☐
Deny ☐
Abstain ☐
Recuse ☐
Other ☒

(Name), (Title)
(Board Name) Water Conservancy Board

Date: _____

Approve ☐
Deny ☐
Abstain ☐
Recuse ☐
Other ☐

(Name), (Title)
(Board Name) Water Conservancy Board

Date: _____

Approve ☐
Deny ☐
Abstain ☐
Recuse ☐
Other ☐

Mailed to the Department of Ecology Central Regional Office of Ecology, via certified mail, and other interested parties on _____.

If you have special accommodation needs or require this form in alternate format, please contact 360-407-6607 (Voice) or 711 (TTY) or 1-800-833-6388 (TTY).

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Chelan County
WATER CONSERVANCY BOARD
Application for Change/Transfer
OF A RIGHT TO THE BENEFICIAL USE OF THE PUBLIC WATERS OF
THE STATE OF WASHINGTON



Report of Examination

Surface Water

X

Ground Water

DATE APPLICATION RECEIVED June 11, 2009	WATER RIGHT DOCUMENT NUMBER CS4-WRC017516@24	WATER RIGHT PRIORITY DATE June 1, 1909	BOARD-ASSIGNED CHANGE APPLICATION NUMBER CHEL-09-11
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NAME Lake Wenatchee Water District			
ADDRESS (STREET) c/o Marc Marquis; Peterson & Marquis 1227 First Street	(CITY) Wenatchee	(STATE) WA	(ZIP CODE) 98801

Changes Proposed: Change purpose ☐ Add purpose ☐ Add irrigated acres Change point of diversion/withdrawal
X Add point of diversion/withdrawal X Change place of use X Other: Correct Well Location

SEPA

The board has reviewed the provisions of the State Environmental Policy Act of 1971, Chapter 43.21C RCW and the SEPA rules, chapter 197-11 WAC and has determined the application is: X Exempt ☐ Not exempt

BACKGROUND AND DECISION SUMMARY

Existing Right (Tentative Determination)

MAXIMUM CUB FT/ SECOND 0.8cfs ✓	MAXIMUM GAL/MINUTE	MAXIMUM ACRE-FT/YR 17.76af ✓	TYPE OF USE, PERIOD OF USE municipal ✓					
SOURCE Well			TRIBUTARY OF (IF SURFACE WATER)					
A POINT LOCATED: 47deg, 50min, 12.8sec N; 120deg, 47min, 7.35sec W		1/4 NE NW	1/4 SE	SECTION 13	TOWNSHIP N. 27N	RANGE 16EWM	WRIA 45	COUNTY. Chelan
LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS USED Approved Service Area of Lake Wenatchee Water District								
PARCEL NO.	1/4	1/4	SECTION	TOWNSHIP N.	RANGE,			

Proposed Use

MAXIMUM CUB FT/ SECOND 0.8cfs	MAXIMUM GAL/MINUTE	MAXIMUM ACRE-FT/YR 17.76af	TYPE OF USE, PERIOD OF USE municipal					
SOURCE Well fields			TRIBUTARY OF (IF SURFACE WATER)					
AT A POINT LOCATED: 47deg, 50min, 12.8sec N; 120deg, 47min, 7.35sec W		1/4 NE	1/4 SE	SECTION 13	TOWNSHIP N. 27N	RANGE 16EWM	WRIA 45	COUNTY. Chelan
271718400050		NW	SE	18	27N	17EWM		
LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED Approved Service Area of Lake Wenatchee Water District								
PARCEL NO.	1/4	1/4	SECTION	TOWNSHIP N.	RANGE,			

Board’s Decision on the Application

MAXIMUM CUB FT/ SECOND 0.8cfs		MAXIMUM GAL/MINUTE		MAXIMUM ACRE-FT/YR 17.76af		TYPE OF USE, PERIOD OF USE municipal	
SOURCE Well fields						TRIBUTARY OF (IF SURFACE WATER)	
AT A POINT LOCATED: 47deg, 50min, 12.8sec N; 120deg, 47min, 7.35sec W		¼ NE	¼ SE	SECTION 13	TOWNSHIP N. 27N	RANGE 16EWM	WRIA 45
271718400050		NW	SE	18	27N	17EWM	COUNTY. Chelan
LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED AS APPROVED BY THE BOARD							
Approved Service area of Lake Wenatchee Water District							
PARCEL NO.	¼	¼	SECTION	TOWNSHIP N.	RANGE,		

DESCRIPTION OF PROPOSED WORKS

Water will be purveyed via a newly constructed municipal water system which will provide water to the subject area that is located within the service area of the Lake Wenatchee Water District. The applicant may install additional wells as required at the authorized POWs to provide access to maximum Qi.

DEVELOPMENT SCHEDULE

BEGIN PROJECT BY THIS DATE:

Project Started

COMPLETE PROJECT BY THIS DATE:

2022

COMPLETE CHANGE AND PUT WATER TO FULL USE BY THIS DATE:

2032

REPORT

BACKGROUND

Public notice of the application was published in the Wenatchee World on 10/24/2012 and 10/31/2012. Protest period ended on 11/29/2012. See attached Notice of Application for Changes to a Water Right together with it's affidavit of publication. In addition to publication this notice was sent to the Department of Fish and Wildlife.

The attributes of the right/claim and the proposed changes as recited in the notice are as follows:

Name on Doc	Lake Wenatchee Water Users Association
Document Number	CS4-WRC017516@2
As Modified by Change #	WRC107516@2 and WRC107516@1
Priority/First Use	06/1/1909
Source	Well
POD/POW	NWSE Sec 13, T27, R16
Qi	0.8cfs
Qa	17.76af
Place of Use	Properties along North Shore Drive Lake Wenatchee located in SE ¼, Section 13, Township 27N, Range 16E and NE ¼, NE ¼ Section 24, Township 27N, Range 16E, and NW ¼ Section 19, Township 27N, Range 17E.
Purpose of Use	Continuous Domestic
Provisions	

Notice:

TAKE NOTICE: That on 6/11/2009 Lake Wenatchee Water Users Association of Chelan County, Washington filed an application with the Chelan County Water Conservancy Board which was accepted and assigned identifier No. CHEL-09-11. You are encouraged to inquire further as directed below, but be advised of the following details:

Water Certificate #CS4-WRC017516@2 issued to Lake Wenatchee Water Users Association with a priority date of 06/1/1909 authorizes the withdrawal of 0.80cfs and 17.16af from a well located within NW1/4SE1/4 Sec. 13, T27, R16 for use in SE1/4, Sec 13, T27N, R16, NE1/4 Sec. 24, T27, R16, and NW1/4 Sec. 19, T27, R17 all in Chelan County, WA to provide for community domestic supply.

Proposed changes to this right include correcting the legal description of the location of the existing point of withdrawal to NE1/4SE1/4 Sec. 13, T27N, R16E, authorizing additional points of withdrawal located in Sections 12 and/or 13, T27N, R16EMW and/or Sections 7, 17, and/or 18 T27N, R17EWM and changing the place of use to the service area of the Lake Wenatchee Water District to allow for redistribution as municipal supply.

Signatures:

LWWD is the municipal supplier for all residences located within the described place of use. Water systems/users located within the service area of the District have executed MOUs with the District to allow for redistribution of the subject water as municipal supply. Therefore, the applicant has provided all required signatures on the application.

Tentative Determination:

The source of water, location of diversion/withdrawal, place of use, and extent of beneficial use are as tentatively described on the front page of this report. Hearings were held in Chelan County by the Chelan County Water Conservancy Board which tentatively determined the extent and validity of the right as

referenced above following investigation into the historical water use as described below. A full analysis of the Board's tentative determination is provided in the Investigation Section.

SEPA:

This transfer is exempt from the provisions of the State Environmental Policy Act pursuant to WAC 197-11-800 (4) as it would authorize less than 2250gpm of ground water withdrawal.

This water right has been changed subsequent to its priority date in the following manner:

The described point of withdrawal ("Dickenson Well") serves Dickenson, Don West, and the Lake Wenatchee Water Users.

The Lake Wenatchee Water Users Association (Lake Wenatchee Users) held water right claim number 017516 to divert water from the Dickinson Well for community domestic residential use (0.8 cfs and 17.76 afy) with a claimed date of first use of June 14, 1909. Originally, the water right was just for diversion from Fall Creek. However, a change to this water right was processed by the Chelan County Water Conservancy Board and ultimately approved by Ecology with modifications on May 8, 2002. This change application also split the claim into a Record A, which was retained by the Lake Wenatchee Users and a Record B, which was retained by Don West, LLC. Only the Lake Wenatchee Users portion is available for use by the District and will be discussed here. The 2002 decision changed the approved point of diversion/withdrawal from Fall Creek to the Dickinson Well. However, the change approval listed the wrong legal description for the Dickinson Well. So, in June 2009, the Lake Wenatchee Users filed another change application (CS4-017516CL(A)@4) to correct this error, which is still pending as of the date of this Water System Plan (WSP). Water Right Claim 017516 is for municipal water supply purposes since the Lake Wenatchee Water Users Association system serves 15 or more residential service connections and/or provides residential water to a nonresidential population of 25 people for at least 60 days a year. The Lake Wenatchee Water Users Association is a municipal water supplier.

COMMENT AND PROTESTS

There were no protests received during the 30 day protest period. In addition, no oral and written comments were received at an open public meeting of the board or other means as designated by the board.

The information or conclusions in this section were authored and/or developed by Don Phelps, Karin Whitehall, Waikeli Hampton, Marc Marquis, and Mark Peterson.
Frantz

INVESTIGATION

Proposed project plans and specifications:

The Lake Wenatchee Water District was established to consolidate numerous small community water systems for the purposes of improving water quality and accessibility to municipal water service within the boundaries of the new District.

The applicant requests that the development schedule reflect a 20 year planning horizon. POL 1280 requires that municipal development scheduling be integrated with Department of Health review of water system planning efforts so this decision will adopt the 2032 date as the date beneficial use must be achieved absent an extension of this date as the result of the plan review process. This right has been fully perfected and has no inchoate quantities.

The applicant, as required, may install additional wells as necessary to insure access to maximum authorized instantaneous quantities. To prevent the authorized instant demand rates of these rights from being exceeded at any time the installed capacity of the diversion/withdrawal points will be no greater than the total demand authorized from each point and the points will be administrated such that any combined demand does not exceed the combined total authorization.

Other water rights appurtenant to the property: (Excerpted from LWWD 2011 Water System Plan)

The District brings together what had been five independent systems (Lake Wenatchee Water Users Association, Mountain Park/Zufall, Brown Road Water Users Association, Lester Addition Water Company and Whispering Pines Water Users Association) that held six water rights from various sources of supply. The cumulative total of the water rights held by the District is **1.92 cfs** (862.5 gpm) instantaneous rate and at least **113.76 afy** annual volume as shown in Table 4-1. This includes water rights from three different well sources, one spring source and three Barnard Creek sources.

**Table 4-1
Existing Water Rights**

DOH Source No. ¹	Source Name	Water Right Number	Priority Date	Instantaneous (Qi)		Annual (Qa)		
				Primary		Primary	Supplemental	
				(cfs)	(gpm)	(acre-ft)	(gpm)	(acre-ft)
S02	Dickinson Well (Lake Wenatchee Users)	Claim 017516	8/14/1909	0.8	359.1	17.76	11.0	
S01	Zufall Well (Mountain Park) ²	Claim 030577	8/20/1933	0.11	50	4.5	2.8	
S01 & S02	Barnard Creek & Brown Road Well (Brown Road)	SWC 8453	11/18/1961	0.2	89.8	55	34.1	
	Barnard Creek (Lester) ³	SWC 9778	8/15/1963	0.1	44.9	6	3.7	
S01	Barnard Creek (Whispering Pines) ⁴	S3-00959C	12/18/1969	0.6	269.3	18	11.2	
S02	Barnard Creek Spring (Whispering Pines) ⁵	S4-26470C	10/26/1979	0.11	49.4	12.5	7.7	18
TOTAL				1.92	862.5	113.76	70.5	18

1 = Since these were independent water systems, the originally assigned Source Number, if one was assigned, is shown here. New source numbers should be assigned for the District to avoid confusion.

2 = Nothing is noted for the annual volume claimed. For planning purposes, the annual right was estimated to be 4.5 acre-feet based on 0.5 acre-ft times the number of connections (9).

3 = No annual volume was indicated on the certificate. For planning purposes, the annual right was estimated to be 6 acre-feet based on 0.5 acre-ft times the number of connections (12).

4 = The language on the report of examination indicated that "The total annual diversion for community domestic supply use authorized under permit for this application shall not exceed 18 acre-feet less any amount diverted for this use under other rights appurtenant to the same lands." At the time the ROE was written, there was another active permit (15951) that has since been cancelled.

5 = The language on the original report of examination and certificate indicated that "A total of 30.5 acre-feet shall be allowed for the purpose of community domestic supply, less any amount applied to these same lands under existing rights". Since both S3-00959C and S4-26470C are being used to supply water to the same lands, the total combined annual quantity that can be diverted under these two water rights is 30.5 afy. Of that 30.5 afy, up to 18 afy can be diverted under S3-00959C, or up to the full 30.5 afy can be diverted under S4-26470C.

Each individual water right, organized by the system that originally held it, is listed in Table 4-1 and Appendix C and discussed below.

Lake Wenatchee Water Users Association

The Lake Wenatchee Water Users Association (Lake Wenatchee Users) held water right claim number 017516 to divert water from the Dickinson Well for community domestic residential use (0.8 cfs and 17.76 afy) with a claimed date of first use of June 14, 1909. Originally, the water right was just for diversion from Fall Creek. However, a change to this water right was processed by the Chelan County Water Conservancy Board and ultimately approved by Ecology with modifications on May 8, 2002. This change application also split the claim into a Record A, which was retained by the Lake Wenatchee Users and a Record B, which was retained by Don West, LLC. Only the Lake Wenatchee Users portion is available for use by the District and will be discussed here. The 2002 decision changed the approved point of diversion/withdrawal from Fall Creek to the Dickinson Well. However, the change approval listed the wrong legal description for the Dickinson Well. So, in June 2009, the Lake Wenatchee Users filed another change application (CS4-017516CL(A)@4) to correct this error, which is still pending as of the date of this Water System Plan (WSP). Water Right Claim 017516 is for municipal water supply purposes since the Lake Wenatchee Water Users Association system serves 15 or more residential service connections and/or provides residential water to a nonresidential population of 25 people for at least 60 days a year. The Lake Wenatchee Water Users Association is a municipal water supplier.

*Duplicate
see p4*

Mountain Park/Zufall

The Mountain Park/Zufall (Mountain Park) water system held water right claim number 030577 to withdraw water from a well for domestic use with a claimed date of first use of June 20, 1933. The name on the face of the water right claim is Mr. Ralph Zufall. This document indicates that he claimed 50 gpm but was only using 25 gpm when the claim was filed in 1973. It does not have any information related to the annual volume claimed or used at the time of filing. Water Right Claim 030577 is not for municipal water supply purposes since the system serves less than 15 residential service connections and does not provide residential water to a nonresidential population of 25 people for at least 60 days a year. Therefore, the Mountain Park/Zufall water system is not a municipal water supplier.

Brown Road Water Users Association

The Brown Road Water Users Association (Brown Road) held surface water certificate number SWC 8453 to divert water from Barnard Creek and withdraw water from a well for domestic use (0.2 cfs and 55 afy) with a priority date of November 16, 1961. Originally, the water right was just for diversion from Barnard Creek. However, a change to this water right (CS4-SWC8453@1) was processed by the Chelan County Water Conservancy Board and ultimately approved by Ecology with modifications on June 18, 2003. This change added a well as an additional point of withdrawal/diversion while retaining the original Barnard Creek diversion. Even though the Barnard Creek diversion was retained on SWC 8453 when the well was added as an approved point of withdrawal, the water system has been relying solely on the well as its source of supply since October 2003. SWC 8453 is for municipal water supply purposes since the Brown Road Water Association system serves 15 or more residential service connections and/or provides residential water to a nonresidential population of 25 people for at least 60 days a year. The Brown Road Water Association is a municipal water supplier.

Lester Addition Water Company

The Lester Addition Water Company (Lester) held surface water certificate number SWC 9776 to divert water from Barnard Creek for community domestic supply of 10 homes (0.1 cfs) with a priority date of August 15, 1963. Since issuance of the certificate on October 24, 1966, no requests have been made to change any attributes of this water right. As is common on older surface water rights, there is only an instantaneous rate listed with no mention of the authorized annual volume. Water Right SWC 9776 is not for municipal water supply purposes since the system serves less than 15 residential service connections and does not provide residential water to a nonresidential population of 25 people for at least 60 days a year. Therefore, the Lester Addition Water Company is not a municipal water supplier.

Whispering Pines Water Users Association

The Whispering Pines Water Users Association (Whispering Pines) held two water rights: 1) surface water certificate number S3-00959C to divert water from Barnard Creek for domestic use (0.6 cfs and 18 afy) with a priority date of December 18, 1969; and 2) surface water certificate number S4-26470C to divert water from a spring that is tributary to Barnard Creek for domestic use (0.11 cfs and a total of 30.5 afy) with a priority date of October 26, 1979. For S3-00959C, no changes have been processed on this water right certificate since its issuance. However, in November 2001, Whispering Pines submitted a change application to Ecology (CS3-00959C) that requests to change the point of diversion from Barnard Creek to a spring that is tributary to Barnard Creek. This is the same spring that is currently approved as the point of diversion under S4-26470C. This change application is still pending as of the date of this WSP. Originally, water right S4-26470C was just for diversion from Barnard Creek. However, a change to this water right (CS4-26470C) was processed and ultimately approved by Ecology on October 21, 1992. This change made the spring that is tributary to Barnard Creek the authorized point of diversion and removed authorization to use the original Barnard Creek point of diversion.

The two water rights held by Whispering Pines contain provisional language that has been interpreted by the District as described below. The original report of examination for S3-00959C contained a provision that stated "The total annual diversion for community domestic supply use authorized under permit for this application shall not exceed 18 acre-feet less any amount diverted for this use under other rights appurtenant to the same lands." At the time the report of examination was written there was another active permit (15951) for the project that has since been cancelled. Since the right that preceded this right has been cancelled, this right should be considered primary.

For S4-26470C, the language on the original report of examination and certificate indicated that "A total of 30.5 acre-feet shall be allowed for the purpose of community domestic supply, less any amount applied to these same lands under existing rights." Since both S3-00959C and S4-26470C are being used to supply water to the same lands, the total combined annual quantity that can be diverted under these two water rights is 30.5 afy. Of that 30.5 afy, up to 18 afy can be diverted under S3-00959C, or up to the full 30.5 afy can be diverted under S4-26470C. Both S3-00959C and S4-26470C are for municipal water supply purposes since the Whispering Pines Water Association system serves 15 or more residential service connections and/or provides residential water to a nonresidential population of 25 people for at least 60 days a year. The Whispering Pines Water Association is a municipal water supplier.

Public Interest (groundwater only):

The proposed transfer is subject to RCW 90.44.100 and therefore, cannot be detrimental to the public interest, including impacts on any watershed planning activities. The purpose of the proposed change is to improve drinking water quality and enhance reliability and accessibility of municipal water service within the boundaries of the District. Therefore, the public interest is served by this transfer of ground water as it facilitates land use in a manner consistent with the relevant planning policies.

Tentative Determination:

As per Chelan County Water Conservancy Board change applications WRC107516@2 and WRC 107516@1 and subsequent Department of Ecology Modification letter dated May 2, 2002, the subject right has been previously tentatively determined to include 0.8cfs and 17.76af. The Board fully incorporates this previous analysis by reference herein the subject application. A review of current available information indicates water use has remained unchanged. As such, the Board tentatively determines water quantities in the amounts of 0.8cfs and 17.76af for the subject application.

The subject right provides water service to 15 or more residential connections and/or a nonresidential population of 25 people for more than 60 days per year. Therefore, by operation of law, the subject right is municipal and exempt from relinquishment per RCW 90.03.

Abandonment:

The subject right has been used to continuously to supply domestic water within the described place of use. The Board found no evidence of intent to abandon the subject water right.

Hydrogeologic, or other scientific investigations

Steve Nelson, RH2 Licensed Hydrogeologist has performed an analysis of the transfer application and determined the proposed points of withdrawal are in hydraulic connectivity with existing points of withdrawal/diversion and that the proposed changes can be made without impairment to other water rights. The Board fully incorporates the findings of this report herein (see attached Technical Memorandum).

CONCLUSIONS

The water right proposed for change exists to the extent set forth above on page 1.

The water right authorized for change is in a valid exercisable status with regard to the amounts proposed for change, the statutory forfeiture provisions of Chapter 90.14 RCW are not met relative to the amounts requested for change. At no time was there intent by the water right holder(s) to abandon the rights authorized for change.

The proposed changes will withdraw water from the same body of water and will not impair any existing water rights.

There were no comments or protests.

The proposed changes can be made without injury or detriment to existing water rights.

The proposed change is SEPA exempt.

The public interest is served by this transfer of ground water as it facilitates land use in a manner consistent with the relevant planning policies. There are no detriments to the public interest resulting from the proposed changes.

Approval of this change will not enlarge the right.

DECISION

Name on Water Right:	Lake Wenatchee Water District
Priority Date:	06/1/1909
Instantaneous Quantity:	0.8cfs
Annual Quantity:	17.76af
Source:	Two Well fields
Point of Diversion/Withdrawal:	NE1/4 SE1/4 Sec. 13, T27N, R16E NW1/4 SE1/4 Sec. 18, T27N, R17E Parcel #271718400050
Purpose of Use: (and number of acres irrigated)	Municipal
Period of Use:	Continuous
Place of Use:	*The place of use (POU) of this water right is the service area described in the most recent Water System Plan/Small Water System Management Program approved by the Washington State Department of Health, so long as the water right holder is and remains in compliance with the criteria in RCW 90.03.386(2). RCW 90.03.386 may have the effect of revising the place of use of this water right.

*If the criteria in RCW 90.03.386(2) are not met and a Water System Plan/Small Water System Management Program was approved after September 9, 2003, then the place of use of this water right reverts to the service area described in that document. If the criteria in RCW 90.03.386(2) are not met and no Water System Plan/Small Water System Management Program has been approved after September 9, 2003, then the place of use reverts to the last place of use described by Ecology in a water right authorization regarding the subject right."

PROVISIONS

The following provisions are to be included as a part of the application approval decision referred to in the preceding section:

The amount of water granted is a maximum limit that shall not be exceeded and the water user shall be entitled only to that amount of water within the specified limit that is beneficially used and required.

This authorization shall in no way excuse the permittee from compliance with any applicable federal, state, or local statutes, ordinances, or regulations including those administered by other programs of the Department of Ecology.

An approved measuring device shall be installed and maintained for each of the sources identified by this water right in accordance with the rule "Requirements for Measuring and Reporting Water Use", Chapter 173-173 WAC.

To prevent the authorized instant demand rates of these rights from being exceeded at any time the installed capacity of the diversion/withdrawal points must be no greater than the total demand authorized from each point and the points must be administrated such that any combined demand does not exceed the combined total authorization

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the records of water use that are kept to meet the above conditions, and to inspect at reasonable times any measuring device used to meet the above conditions.

Water use data shall be recorded weekly. The maximum rate of diversion/withdrawal and the annual total volume shall be submitted to Ecology by January 31st of each calendar year.

Reported water use data shall be submitted via the Internet or by using forms available at the Central Regional Office of the Department of Ecology in Yakima. To set up an Internet reporting account, access <https://fortress.wa.gov/ecy/wrx/wrx/Meteringx/>. If you have questions or need forms, contact the Central Regional office.

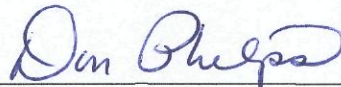
As per provisions contained within the Record of Examination for prior change applications WRC107516@2 and WRC107516@1, the total authorized withdrawal from the Dickenson well(s) for water rights CS4-WRC01756@2, CS4-WRC001265@3, and CS4-WRC028802@1 shall not exceed 1.0cfs.

Appeal Paragraph ~~2004~~ (appeal)

This Order may be appealed pursuant to RCW Chapter 43.21B. Any person wishing to appeal this Order must file an appeal with the Pollution Control Hearings Board within thirty (30) days of receipt of this Order. Send the appeal to: Pollution Control Hearings Board, PO Box 40903, Olympia, Washington 98504-0903. At the same time, a copy of the appeal must be sent to: Department of Ecology, Water Resources Appeals Coordinator, PO Box 47600, Olympia, Washington 98504-7600.

The undersigned board commissioner certifies that he/she understands the board is responsible "to ensure that all relevant issues identified during its evaluation of the application, or which are raised by any commenting party during the board's evaluation process, are thoroughly evaluated and discussed in the board's deliberations. These discussions must be fully documented in the report of examination." [WAC 173-153-130(5)] The undersigned therefore, certifies that he/she, having reviewed the report of examination, knows and understands the content of this report and concurs with the report's conclusions.

Signed at Wenatchee, Washington.



Don Phelps, Chair
Chelan County Water Conservancy Board

3-14-13

Date

Appendix:

1. Application
2. Application Map
3. Copy of the Existing Water Right Document
4. Hydrogeologic Report
5. Notice of Application & Declaration of publication
6. Letter of Transmittal of Notice of Application to Department of Fish and Wildlife
and other interested parties.